



U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

December 18, 2023

By ECF

The Honorable Paul A. Crotty
United States District Judge
Southern District of New York
Daniel Patrick Moynihan Courthouse
New York, New York 10007

Re: *United States v. Carlos Ramirez*, 20 CR 22 (PAC)

Dear Judge Crotty:

The Government writes on behalf of the parties to request respectfully an adjournment of the conference scheduled for earlier today, December 18, 2023—when the parties understand the Court was indisposed—to January 8, 2024 at 2:30 PM, a date and time that the parties understand is convenient to the Court. On December 5, 2023, the Court received a report from the Bureau of Prisons (“BOP”) that was prepared pursuant to the Order of the Court dated November 3, 2022 and that concludes the defendant is mentally competent to proceed to trial (the “Report”). Having received the Report from the Court on December 12, 2023, the parties will prepare to address its finding and the path forward in this case on the adjournment date. In the interim, with the consent of the defendant, the Government respectfully requests that the Court exclude time under the Speedy Trial Act pursuant to 18 U.S.C. §§ 3161(h)(1)(A) and (7)(A) from today, December 18, 2023 through the date of any adjournment, on the basis that the proceedings to determine the mental competence of the defendant continue and that the interests of the public and the defendant in a speedy trial are outweighed here by the interests of the defendant in having the opportunity with counsel to review the Report and further to renew preparations for a possible and forthcoming trial and also to consider the possibility of any pretrial disposition in light of the Report.

Respectfully submitted,

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12/19/2023

The December 18 conference is
rescheduled to January 8, 2024 at
2:30PM. Time is excluded through
January 8, 2024.

cc: Kelley Sharkey, Ken Womble, and Marlon Kirton (Counsel to Defendant Carlos Ramirez)